?BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
%DATED: 15.05.2019
*CORAM
THE HONOURABLE MR.JUSTICE B.PUGALENDHI
+Crl.O.P.(MD)No.7033 of 2019

#1.Vetharajan @ Jein Vetharaj

2.Poo Muthukumar @ Muthukumar
... Petitioners
vs.

$State Represented by
1.The Deputy Superintendent of Police,
Srivaikundam, Thoothukudi District.

2.The Inspector of Police,
Sayarpuram Police Station,
Thoothukudi District.
[Crime No.110 of 2018]

3.Selvin
... Respondents

PRAYER : Petition filed under Section 482 of Cr.P.C., to direct the II Additional District and Session Judge, Tirunelveli (PCR Act cases) to consider the bail application on his surrender on the same day, if any petition filed by the petitioner in Cr.No.110 of 18, on the file of the 2nd respondent.

!For Petitioners : Mr.C.Susikumar
^For R1 and R2 : Mr.K.K.Ramakrishnan
Additional Public Prosecutor

:ORDER

The petitioners, who apprehend arrest for the offences punishable under Sections 294(b), 323 and 506(i) of IPC @ 294(b), 323, 506(i) of IPC and Sections 3(1)(r,s) and 3(2)(va) of SC & ST (Prevention of Atrocities) Amendment Act, 2015 in Crime No.110 of 2018, on the file of the 2nd respondent police, have moved this petition seeking a direction to the learned II Additional District and Session Judge, Tirunelveli (PCR Act cases) to consider the bail application of the petitioners on the same day of their surrender.

2.Heard the learned Counsel for the petitioners and Mr.K.K.Ramakrishnan, learned Additional Public Prosecutor appearing for the State.

3. In view of the amendments made in the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, this Court is of the

view that the usual directions that were issued by this Court cannot be issued routinely in all cases. Therefore, the petitioners are directed to surrender before the trial Court within a period of two weeks from the date of receipt of a copy of this order and on such surrender, the learned II Additional District and Session Judge, Tirunelveli (PCR Act cases) shall deal with the matter on the same day on merits and in accordance with law, after issuing notice to the victims under Section 15 (A) of the SC/ST Act.

4. This Criminal Original Petition is disposed of with the above directions.

To

1.The II Additional District Judge (PCR Court),
Tirunelveli District.

2.The Deputy Superintendent of Police,
Srivaikundam, Thoothukudi District.

3.The Inspector of Police,
Sayarpuram Police Station,
Thoothukudi District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.